

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

HERMAN DOUGLAS and :  
CYNTHIA DOUGLAS, :  
: Plaintiffs,  
v. : : 3:08-CV-01607  
: : (Judge Mariani)  
DISCOVER PROPERTY & CASUALTY :  
INSURANCE COMPANY, :  
: Defendant.

ORDER

AND NOW, THIS 21 DAY OF SEPTEMBER, 2015, IT IS HEREBY ORDERED  
THAT:

1. Plaintiffs' Motion for Summary Judgment (Doc. 131) is **DENIED**.
2. Defendant's Motion for Summary Judgment (Doc. 132) is **GRANTED IN PART AND DENIED IN PART**, to wit:
  - a. The Motion is **DENIED** with respect to Plaintiffs' UIM claim (Count I); and
  - b. The Motion is **GRANTED** and summary judgment is **ENTERED** on behalf of the Defendant with respect to Plaintiffs' Bad Faith claim (Count II).
3. A telephone conference call for purposes of scheduling the remaining aspects of Plaintiffs' Count I for trial will be held on **Thursday, October 8, 2015 at 1:30 p.m.** Counsel for the Plaintiffs is responsible for arranging the call to Chambers at (570)

207-5750 and all participants should be prepared to proceed before the undersigned  
is contacted.



Robert D. Mariani  
United States District Judge